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PLEASE REPLY TO
NEW YORK OFFICE

January 25, 2001

BY HAND

Magistrate Judge Viktor V. Pohorelsky
United States District Court
Eastern District of New York
Brooklyn Courthouse
225 Cadman Plaza East
Brooklyn, New York 11201

*Re: The European Community v. RJR Nabisco, et al.
Dept. of Amazonas, et al. v. Philip Morris Companies, Inc., et al.
00 CV 06617 (NGG/VVP)*

Dear Magistrate Judge Pohorelsky:

This firm is co-counsel to the Departments of the Republic of Colombia in the above action. In accordance with this Court's Order and Decision, dated January 12, 2001, enclosed please find retainer agreements with the City of Bogota and the Departments of the Republic of Colombia for in camera review by Your Honor.

We renew all of our prior objections to disclosure of the documents to Defendants in this matter. The documents reflect the deliberative process and privileged communications between counsel and governmental clients. Your Honor has already made a Report and Recommendation to the District Court that the motion to disqualify, based on the Boyaca Retainer Agreement, should be denied, and Defendants' objections to that Report and Recommendation are pending before the District Court. Defendants should not be permitted to invade the attorney-client relationship between the Colombian governments and their counsel, particularly within the context of a motion that has already been briefed and argued and, as Your Honor recommended, should be denied.

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If this Court is considering disclosing the attached documents to Defendants, we request advance notice of this intention, as well as an opportunity to fully brief the matter.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John J. Halloran, Jr.", written in a cursive style.

John J. Halloran, Jr.

JJH:mlc
Enclosure

cc: All counsel
(via electronic service)
w/out enclosures